GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - PR&RD Dept., - Disciplinary action initiated against Sri K. Malakondaiah, former MPDO, S.N.Padu, Prakasam district (Retd.) under Rule 20 of the APCS (CC&A) Rules, 1991 for certain irregularities committed in implementation of IHHLs Programme under Swachh Bharat Mission in 2016 in S.N.Padu Mandal – Article of Charges issued – Explanation submitted – Enquiry conducted – Enquiry Report received – Imposing a Penalty of withholding 10% pension for a period of two (2) years - Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG-IV) DEPARTMENT

G.O.RT.No.399 **Dated:23 -05-2025**

Read the following:

1. Charge Memo.No. 463332/CPR&RD/A1/2018, Dt:27.06.2019 issued by the Commissioner, PR&RD.
2. WSD of Sri K. Malakondaiah, former MPDO, S.N.Padu, Prakasam district, dt:02.07.2019.
3. Office Proceedings No.463332/CPR&RD/A1/2018 dt:22.07.2019 of the CPR&RD (IO&PO).
4. Inquiry Report in Rc.No.E1/5534/2017, dated:04.12.2019 & 01.03.2024.
5. Government Memo No.PRR01-PR0PVIG (CTMT)/9/2019-VIG.IV, dt:29.06.2022.
6. From the CPR&RD, AP, Letter.No.463332/CPR&RD/A3/2021, dt.22.04.2024 (WSD of the CO on disagreement factors).
7. Govt., Memo.No.PRR01-972342/Vig.IV/A1/2023-1, Dt:09-04-2025.
8. Explanation of Sri K. Malakondaiah, former MPDO, S.N.Padu, Prakasam district (now Retd.), dt.25.04.2025.

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ORDER:

In the reference 1st read above, the Commissioner, Panchayat Raj & Rural Development, A.P., has initiated disciplinary action against Sri K. Malakondaiah, former MPDO, S.N.Padu, Prakasam district (Retd.) in accordance with rules. Framed the following article of charges on certain irregularities committed by him in implementation of IHHLs Programme under Swatcha Bharath Mission in 2016 in S.N.Padu Mandal, Prakasam District:-

Charge-I:

That Sri.K.Malakondaiah former Mandal Parishad Development Officer, S.N.Padu, Prakasam District presently working in Nellore District has committed irregularities and involved in misappropriation of Government Funds to a tune of Rs.1,80,000/- in construction of IHHLs which were taken up under "Swatcha Bharath Mission" and NREGS by making payments to other than beneficiaries without recording and check measurement in M.Books.

(Contd.2)

Thus, Sri.K.Malakondaiah by his above-mentioned act has exhibited lack of devotion to duty and failed to maintain absolute integrity, impartiality discipline and committed grave irregularities with malafide intention which amounts to misconduct as per the provisions contained in Rule 3(1) of the APCS (Conduct) Rules 1964. Hence the charge.

Charge-II:

That Sri.K.Malakondaiah, former Mandal Parishad Development Officer, S.N.Padu, Prakasam District and presently working in Nellore District has involved in misappropriation of Government funds to a tune of Rs. 1,40,440/- as per the details below from 'a' to 'h' in construction of IHHLs which were taken up under Swatcha Bharth Mission and MGNREGS.

a) Payments were made to other than beneficiaries with recording & Check measurement in M.Books : Rs.15,000/-.
b) The household having one unit only, but triple payment made in the name of the beneficiary and his family members: Rs. 15,000/-.
c) N.Suresh & Anjani Devi both are from the same family and IHHL sanctioned under both SBM &NREGS programmes and full payment made to same family without recording & Check measurement in M.Books : Rs.15,000/-.
d) Duplicate payment was made to the beneficiary of the same family: Rs.55,000/-.
e) Duplicate payments are made to 2 Nos of IHHLs constructed under NREGS from SBM(G) to the same family Rs.15,000/-.
f) IHHL constructed both under NREGS & SBM(G) and payment made Rs.15,000/-.
g) Full payment made to the incomplete IHHL under NREGS Rs.5,940/-.
h) Part of the payment made to other than beneficiary:Rs.4,500/-.

Thus, Sri K.Malakondaiah by his above-mentioned act, has committed grave irregularities while discharging his legitimate duties and flouted rules and regulations with malafide intention and exhibited lack of devotion to duty and failed to maintain absolute integrity, discipline, impartiality and behaved in negligent manner in proper monitoring of the 1 flagship programme by the Government, there by contravened Rule 3(1) of the APCS(Conduct) Rules 1964. Hence the charge.

Charge-III:

That Sri K.Malakondaiah, former Mandal Parishad Development Officer, S.N.Padu presently working Nellore District has involved in misappropriation of Government Funds to a tune of 5,00,374/- in construction of IHHLs which were grounded under "Swatcha Bharath Mission and MGNREGS".

(Contd.3)

Thus, Sri.K.Malakondaiah, former M.P.D.O, S.N.Padu, Nellore District has committed grave irregularities while discharging his legitimate duties and flouted rules and regulations with malafide intention and exhibited lack of devotion to duty and failed to maintain absolute integrity, discipline, impartiality and behaved in negligent manner in proper monitoring of the flagship programme by the Government, thereby contravened Rule 3(1) of APCS (Conduct) Rules, 1964. Hence the charge.

2. After examining the Written Statement of Defense submitted by the charged Officer i.e., Sri K. Malakondaiah, former MPDO, S.N.Padu, Prakasam district (Retd) in the reference 2nd read above, the Commissioner, Panchayat Raj & Rural Development, A.P., vide reference 3rd read above, has appointed the Chief Executive Officer, ZPP, Prakasam as Inquiry Officer and PD, DWMA, Prakasam district as Presenting Officer to conduct inquiry into the charges.

3. In the reference 4th read above, the Inquiry Report was submitted duly reporting that, three (3) charges framed against the Charged Officer i.e., Sri K. Malakondaiah, former MPDO, S.N.Padu, Prakasam district (Retd) are held not proved. The Government have disagreed with the findings of the I.A. and requested the CPR&RD to obtain and furnish the disagreement factors on the findings of the I.A, to the Government immediately vide reference 5th read above.

4. In the reference 6th read above, the CPR&RD while furnishing disagreement factors has stated that, as per inquiry officer report, the charged officer may not have any malafide intention in making payments, and charges are not proved, but the supervisory lapse and handing over of DSK to the computer operator was not envisaged in the inquiry report and requested the Government to issue necessary orders against Sri K.Malakondaiah, former MPDO, S.N.Padu, Prakasam district who was Retired from service on 30.06.2021, under Rule 9 of A.P. Revised Pension Rules, 1980.

5. After examining the explanation submitted by the Charged Officer on the disagreement factors and material available on record, the Government have provisionally decided to impose a penalty of withholding of 10% Pension for two (2) years on the charged Officer i.e., Sri K. Malakondaiah, former MPDO, S.N.Padu, Prakasam district (Retired) under Rule 9 of A.P Revised Pension Rules, 1980, since the lapse on the part of the Charged Officer has been established, in respect of supervisory lapse and handing over of DSK to the computer operator and negligence on his part while discharging his legitimate duty is established.

6. As envisaged in Rule 9 (2) (a) of Andhra Pradesh Revised Pension Rules, 1980, in the reference 7th read above, a show cause notice duly indicating the quantum of punishment was served on the Charged Officer for his explanation. In the reference 8th read above, the Charged Officer has submitted the explanation to Show Cause Notice.

(Contd.4)

7. After careful examination of the explanation of the Charged Officer, decided to impose a penalty of withholding of 10% pension for a period of two (2) years on the Charged Officer viz., i.e., Sri K. Malakondaiah, former MPDO, S.N.Padu, Prakasam district (Retired).

8. Having consideration of facts of the case, the Government hereby impose penalty of withholding of 10% pension for a period of two (2) years against Sri K. Malakondaiah, former MPDO, S.N.Padu, Prakasam district (Retd) under Rule-9 of Andhra Pradesh Revised Pension Rules, 1980, since the lapse on the part of the Charged officer has been established, in respect of supervisory lapse and negligence on his part while discharging his legitimate duty is established.

9. The Commissioner, Panchayat Raj & Rural Development, Tadepalli, Guntur District shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Individual **through** Commissioner, PR&RD,
A.P., Tadepalli, Guntur District.
The Commissioner, Panchayat Raj and Rural Development,
A.P., Tadepalli, Guntur District.
Copy to:
The Chief Executive Officer, ZPP, Prakasam District- for necessary action.
The Accountant General(A&E), Andhra Pradesh, Vijayawada.
The District Treasury Officer, Prakasam District.
The OSD to Dy.CM for PR&RD, RWS, EFS & T.
The Secretary to A.P Vigilance Commission, AP Secretariat, Velagapudi.
The PS to the Prl. Secy to Govt., PR&RD Dept.
SC/SF

//FORWARDED :: BY ORDER//

SECTION OFFICER